

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 18TH SEPTEMBER 2007 / 27TH BHADRA 1929

WP(C).No. 27726 of 2007(A)

PETITIONER:

DR.THOMAS KOILPARAMPIL,
S/O.LATE SEBASTIAN JOSEPH, AGED 53 YEARS,
RESIDING AT CHRISTMAS, HOUSE NO.13/1606(1),
BURMA ROAD, KUMARAPURAM, THIRUVANANTHAPURAM - 11.
WORKING AS ASSOCIATE PROFESSOR OF RADIOTHERAPY,
R.C.C. THIRUVANANTHAPURAM.

BY ADV. SRI.V.N.GOPALAKRISHNAN NAIR
SRI.G.SURARSHAN

RESPONDENTS:

1. THE GOVERNING BODY OF R.C.C.
REPRESENTED BY ITS CHAIR PERSON,
THE CHIEF MINISTER OF KERALA.
2. THE EXECUTIVE COMMITTEE OF R.C.C.
REPRESENTED BY ITS CHAIR PERSON,
HEALTH SECRETARY.
3. DIRECTOR, REGIONAL CANCER CENTRE,
THIRUVANANTHAPURAM.
4. B.RAJAN, DIRECTOR,
REGIONAL CANCER CENTRE,
THIRUVANANTHAPURAM.

BY ADV. SRI. RADHAKRISHNAN NAIR, SC
SRI. BIJOY CHANDRAN, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 18/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

V. GIRI , J

=====

W.P.(C) NO. 27726 OF 2007

=====

Dated this the 18th day of September, 2007.

JUDGMENT

The petitioner who is an Associate Professor in the Regional Cancer Centre, Thiruvananthapuram prays for a direction to respondents 1 and 2 to refrain from effecting appointment to the post of Director when the term of the present incumbent expires without calling for proper applications from qualified candidates and selecting the suitable candidates as per merit.

2. I heard Mr. K.R. Radhakrishnan Nair, Standing Counsel on behalf of the RCC who submits that the term of office of the present incumbent expires only on 30.04.2008. The decision as to whether the term of office of the present incumbent is to be extended or whether applications will be called for from other qualified persons will obviously be taken only at that point of time. The issue does not arise for consideration at this stage.

3. Having heard the learned counsel for the petitioner and the learned Standing Counsel for RCC, I am of the view that the writ petition is premature. There is no cause of action available to the petitioner at this stage. In the circumstances, I am not going into the merits of the contentions raised by the petitioner. The writ petition is therefore dismissed.

V. GIRI, JUDGE.

